

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

**YITZCHAK SIMON,**

PLAINTIFF,

v.

**TISHAURA JONES, et al.,**

DEFENDANTS.

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**Case No. 4:23-CV-00955**

**MOTION TO DISMISS**

COME NOW Defendants Tishaura Jones and Yusef Scoggin (collectively, “Defendants”), by and through the undersigned counsel, and pursuant to Federal Rule of Civil Procedure 12(b)(6), hereby move the Court to dismiss Plaintiff’s Complaint (doc. 1) and causes of action asserted therein for failure to state a claim for which relief can be granted. In support of this Motion, Defendants file herewith a Memorandum of Law in Support, which is incorporated by this reference as set forth fully herein.

WHEREFORE, Defendants move the Court dismiss this cause with prejudice, and for such other and further relief as this Court deems just and proper.

Respectfully submitted,

SHEENA HAMILTON  
CITY COUNSELOR

By: /s/ Abby Duncan  
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**CERTIFICATE OF SERVICE**

I hereby certify the foregoing was electronically filed on September 29, 2023 with the Court for service by means of Notice of Electronic Filing upon all attorneys of record.

/s/ Abby Duncan